



# SONOMA COUNTY

575 ADMINISTRATION  
DRIVE, ROOM 102A  
SANTA ROSA, CA 95403

## Legislation Details (With Text)

**File #:** 2020-0802  
**Type:** Consent Calendar Item **Status:** Agenda Ready  
**File created:** 8/4/2020 **In control:** Sheriff's Office  
**On agenda:** 8/11/2020 **Final action:**  
**Title:** Sheriff's Office Legal Services  
**Sponsors:** Sheriff's Office  
**Indexes:**  
**Attachments:** 1. Summary Report, 2. Outside Legal Counsel Agreement

Date	Ver.	Action By	Action	Result
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**To:** Sonoma County Board of Supervisors  
**Department or Agency Name(s):** Sheriff's Office  
**Staff Name and Phone Number:** Sheriff Essick, x2781  
**Vote Requirement:** Majority  
**Supervisory District(s):** All Districts

**Title:**  
Sheriff's Office Legal Services

**Recommended Action:**  
Authorize the Sheriff's Office to seek outside legal counsel.

**Executive Summary:**  
This action will allow the Sheriff to obtain outside legal counsel for matters in which County Counsel is unable to provide services.

**Discussion:**  
Per California Government Code Section 31000.6, upon request of the Sheriff, the Board of Supervisors shall authorize the Sheriff to obtain outside legal counsel to assist the Sheriff in the performance of his duties in any case where County Counsel may encounter a conflict of interest. County Counsel has established an ethical wall to provide independent counsel to the Sheriff, IOLERO and the Board with respect to the Evelyn Cheatham Effective IOLERO Ordinance. However, County Counsel may not advise the Sheriff on potential legal remedies against actions of the Board of Supervisors or other County Departments for which a conflict of interest may arise. The Sheriff is exploring potential litigation and on that basis County Counsel is declaring a conflict.

**Prior Board Actions:**  
N/A

### FISCAL SUMMARY

Expenditures	FY 19-20 Adopted	FY20-21 Projected	FY 21-22 Projected
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Budgeted Expenses		\$50,000	
Additional Appropriation Requested			
<b>Total Expenditures</b>		<b>\$50,000</b>	
<b>Funding Sources</b>			
General Fund/WA GF		\$50,000	
State/Federal			
Fees/Other			
Use of Fund Balance			
Contingencies			
<b>Total Sources</b>		<b>\$50,000</b>	

**Narrative Explanation of Fiscal Impacts:**

The agreement for outside legal counsel will have a not-to-exceed amount of \$50,000 with department head approval. The Sheriff's Office anticipates spending up to \$50,000 of Sheriff's Office FY 20-21 Recommended Budget appropriations allocated for legal service expenses. The Sheriff's Office is not requesting any additional appropriations at this time. If additional resources are necessary, the Sheriff's Office will follow County budgetary and service contracting policies.

<b>Staffing Impacts:</b>			
<b>Position Title (Payroll Classification)</b>	<b>Monthly Salary Range (A-I Step)</b>	<b>Additions (Number)</b>	<b>Deletions (Number)</b>

**Narrative Explanation of Staffing Impacts (If Required):**

N/A

**Attachments:**

Outside Legal Counsel Agreement

**Related Items "On File" with the Clerk of the Board:**

N/A